

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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LINDA JARRETT,

Civil File No. 04-672 MJD/SRN

Plaintiff,

v.

**ORDER**

JO ANNE B. BARNHART,  
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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William Plummer, Esq., for Plaintiff

Lonnie F Bryan, Assistant United States Attorney, for Defendant

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The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Susan Richard Nelson dated July 7, 2005. No objections have been filed to that Report and Recommendation in the time period permitted.

Based on the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein,

**IT IS HEREBY ORDERED that:**

1. Defendant's Motion for Summary Judgment (Docket No. 16) is **DENIED**;
2. Plaintiff's Motion for Summary Judgment (Docket No. 15) is **GRANTED** as set forth in the Report and Recommendation; and
3. This matter is remanded to the Social Security Administration for further proceedings to address the errors enumerated in the Report and Recommendation.

DATED: July 29, 2005

s/ Michael J. Davis  
MICHAEL J. DAVIS  
United States District Court Judge